

**RESOLUTION NO. 05-01-08**

**A RESOLUTION OF THE TOWN COMMISSION OF  
THE TOWN OF LAKE PARK, FLORIDA  
ADOPTING AN AMENDED SCHEDULE OF FEES  
FOR LAND DEVELOPMENT ORDER  
APPLICATIONS; PROVIDING FOR  
SEVERABILITY; AND PROVIDING AN  
EFFECTIVE DATE.**

**WHEREAS**, the Town of Lake Park ("Town") is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

**WHEREAS**, the Town Commission has previously adopted Resolution No. 53-08-07, pursuant to which the Town Commission established a Schedule of Fees that the Town charges for the review and processing of applications for land use and development orders; and

**WHEREAS**, Town staff has recommended that the amended Schedule of Fees as set forth in **Exhibit "A"** attached hereto, and incorporated herein by reference, be adopted to increase certain fees for land development applications.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AS FOLLOWS:**

**Section 1.** The whereas clauses are hereby incorporated as true and correct findings of fact of the Town Commission.

**Section 2.** The Town Commission hereby adopts the amended Schedule of Fees as contained in **Exhibit "A"** attached hereto and incorporated herein by reference.

**Section 3.** All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of the conflict.

**Section 4.** This Resolution shall take effect immediately upon passage.

**EXHIBIT "A"**

<b><u>SECTION I</u></b>		
<b><u>DEVELOPMENT REVIEW PERMIT FEE SCHEDULE</u></b>		
<b>No.</b>	<b>TYPE OF FEE</b>	<b>FEE</b>
1	Abandonment of rights of way	\$1500.00
2	Abandonment of easements	\$1500.00
3	Appeal of Administrative Decisions	\$600.00
4	Comprehensive Plan amendment	\$1250.00
5	Comprehensive future land use map change	\$1250.00
6	Development of Regional Impact	\$3000.00
	c. Annual report review	\$500.00
7	Development Approval extension	\$1000.00
8	Developer Agreements	\$1500.00
9	Planned Unit Development	
	a. Master Plan approval	\$1750.00
	b. Modification to an approved Master Plan	\$750.00
10	Site Plan, nonresidential	
	a. 0 – 14999 square feet	\$1000.00
	c. Greater than 14999 square feet	\$1500.00
11	Site Plan residential	
	a. Base fee	\$750.00
	b. Additional fee, greater of 10.00 per dwelling unit or lot	\$10.00 per unit
12	Special Exception, nonresidential	
	a. 0—14999 square feet	\$750.00
	c. Greater than 14999 square feet	\$1250.00

13	Special Exception, residential	
	a. 0—14999 square feet	\$750.00
	c. Greater than 14999 square feet	\$1250.00
14	Variance, nonresidential	\$750.00
15	Variance, residential principal structure	\$550.00
16	Vegetation removal and land clearing permit	\$500.00
17	Zoning code text amendment	\$1250.00
18	Zoning map amendment	\$1250.00
19	Zoning determination letter	\$50.00
20	Engineering plan review	\$125.00
21	Zoning Confirmation Certificate	<del>\$50.00</del> <del>35</del>
22	Home Occupation	\$50.00
<u>23</u>	<u>Special Event Permit (non-profit)</u>	<u>\$25.00</u>
24	<u>Special Event Permit (commercial entity)</u>	<u>\$75.00</u>
<u>25</u>	<u>Minor Replat</u>	<u>\$500.00</u>
<u>26</u>	<u>Tree Removal</u>	<u>\$50</u>
<u>27</u>	<u>Telecommunications Tower Pre-application Permit</u>	<u>\$250</u>
<u>28</u>	<u>Telecommunications Tower/Co-Location Application</u>	<u>\$1,000</u>
<u>29</u>	<u>Certificate of Appropriateness (Historic Preservation)</u>	<u>\$100</u>
<u>30</u>	<u>Site Plan or Development Approval Amendment</u>	<u>\$250</u>

**Recovery of additional costs.** In addition to the afore-stated development review (application) fees, the Town may, in addition to the applicable land development order application fee, recover the costs referenced below, including, but not limited to, the following:

(1) Consultant fees incurred by the Town, whenever the Town deems it necessary to retain an outside consultant to assist Town staff in the review and processing of applications for development orders, such as the review and analysis of property appraisals, traffic impact analysis, vegetation and environmental assessments, archeological or historic assessments, market studies, engineering studies or reports, telecommunications facility siting, and any other documents, studies, data, reports and other materials.

(2) Attorney's fees incurred by the Town Attorney or other legal counsel retained by the Town in connection with the review and processing of an application for a development order, and the preparation and/or review of legal documents.

(3) Costs incurred by the Town in connection with advertising, publication, and mailing of legal notices for public hearings, workshops, or other public meetings; recording fees for the cost of recording instruments in the public records of Palm Beach County.

(4) In the event that at the time an application is received by the Town, additional costs are reasonably anticipated by the Town to be incurred by the Town, the Town may require the applicant as a condition precedent to processing the application, to deposit an amount estimated by the Town's Community Development Director, to be a sufficient cost deposit. Any monies provided to the Town as a cost deposit, shall be placed into an escrow account created by the Town. After the Town Commission takes final action on the application, the Town shall refund any unused cost deposit funds to the applicant.

**(5) The minimum cost deposit shall be \$800.00 or a greater amount if deemed necessary by the Town's Community Development Director to cover all anticipated expenses, whichever is greater.**

The foregoing Resolution was offered by Commissioner Carey, who moved its adoption. The motion was seconded by Commissioner Balius, and upon being put to a roll call vote, the vote was as follows:

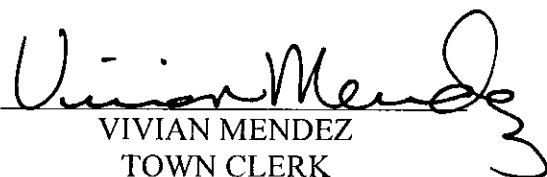
	AYE	NAY
MAYOR PAUL W. CASTRO	<u>Absent</u>	
VICE-MAYOR ED DALY	<u>✓</u>	
COMMISSIONER CHUCK BALIUS	<u>✓</u>	
COMMISSIONER JEFF CAREY	<u>✓</u>	
COMMISSIONER PATRICIA OSTERMAN	<u>✓</u>	

The Town Commission thereupon declared the foregoing Resolution NO. 05-01-08 duly passed and adopted this 16 day of January, 2008.

TOWN OF LAKE PARK, FLORIDA

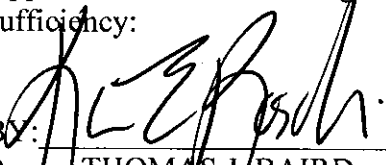
BY:   
for PAUL W. CASTRO  
MAYOR

ATTEST:

  
VIVIAN MENDEZ  
TOWN CLERK



Approved as to form and legal sufficiency:

BY:   
for THOMAS J. BAIRD  
TOWN ATTORNEY